IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 17TH JULY 2006 / 26TH ASHADHA,1928

Bail Appl..No. 4168 of 2006

S.C.NO.258/2001 OF ASSISTANT SESSIONS COURT, OTTAPPALAM

PETITIONER/ACCUSED

ALI @ BAVA,
S/O.MUHAMMED KUTTY MUSALIAR,
THEKKUMMAL VEEDU,
KARAKKAD.

BY ADV. SRI.VINOD KUMAR.C

RESPONDENTS:

STATE,
REPRESENTED BY S.I. OF POLICE,
PATTAMBI,
THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/07/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A.4168/2006

DATED THIS THE 17TH DAY OF JULY, 2006

O R D E R

The petitioner is the accused, in S.C.No.258/2001 on the file of the Assistant Sessions Court, Ottappalam. He appeared before the Court below and he was granted bail. But he absconded. Now he is before this Court, under Section 438 Cr.P.C., as a non bailable warrant is pending against him.

2. In the facts and circumstances of this case, I direct the petitioner to surrender before the Assistant Sessions Court, Ottappalam, within one week from today, and move an application for bail, after serving copy of the same to the APP, in such event, the learned Assistant Sessions Judge shall pass appropriate orders on the application, on the same day itself, provided the copy was served, well in advance.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs